

UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF TENNESSEE  
NASHVILLE DIVISION

UNITED STATES OF AMERICA	)	
	)	No. 23-mj-1061
v.	)	No. SA-14-CR-50(1) (W.D. Tex.)
	)	MAGISTRATE JUDGE HOLMES
GINO GAMBINO	)	

MOTION FOR DETENTION HEARING

The United States of America, by and through Robert S. Levine, Assistant United States Attorney for the Middle District of Tennessee, moves this Court to set a detention hearing and seeks to have the defendant detained pending further proceedings in this matter.

Pursuant to Rule 32.1(a)(6) of the Rules of Criminal Procedure, this Court may release or detain the defendant under 18 U.S.C. § 3143(a)(1) pending the revocation hearing before the District Court. Rule 32.1(a)(6) also states that the defendant has the burden of establishing, by clear and convincing evidence, that he will not flee or pose a danger to any other person or to the community. The statute, 18 U.S.C. § 3143(a)(1), also states that the defendant shall be detained unless the Court finds by clear and convincing evidence that the defendant is not likely to flee or pose a danger to the safety of any other person or the community if released.

Wherefore, the United States moves this Court to set a detention hearing and for a continuance of three days in order to prepare for the detention hearing.

Respectfully submitted,

HENRY C. LEVENTIS  
United States Attorney for the  
Middle District of Tennessee

/s/ Robert S. Levine

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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing has been served on Ron Small, counsel for the defendant, on this, the 27th day of February, 2023.

/s/ Robert S. Levine  
ROBERT S. LEVINE